Secrt. II-27—100,000—21-3-49.

Development (195 ..) Department

SERIES

G.O. No.

Dated 8th February 1949.

[Despatch Abstract.]

Cotton - The Madras Cotton Licensing Order,

GOVERNMENT OF MADRAS

(Abstract)

COTTON - The Madras Cotton Licensing Order, 1949 - Issued.

Development Department

G.O.Ms.No.565, Dated 5th February 1949
Read the following:--

From the Provincial Textile Commissioner, Letter Rc.No. E.2. 7202/48, dated the 17th January 1949.

O R D E R:

The appended notification will be published in the Fort St. George Gazette dated the 8th February 1949 in English and in Tamil, Telugu, Malayalam, Kannada and Hindustani in subsequent issues of the Gazette.

2. The Superintendent, Government Press is requested to send 6 copies of the Notification to the Senior Translator to the Government and 450 copies to the Government. The Senior Translator is requested to furnish translations of the Notification in the languages specified in paragraph 1 above direct to the Superintendent, Government Press, for publication in the Gazette.

(By Order of His Excellency the Governor)

To the Superintendent, Government Press, Madras
To the Provincial Textile Commissioner, Madras (with 10 copies of Notification)
To the Registrar of Co-operative Societies, Madras
To the Senior Translator to Government.
To All Collectors (10 copies of Notification)
To the Inspector-General of Police
To the Commissioner of Police
To the Secretary to the Government of India, Ministry of Industry and Supply, New Delhi
To the Secretary to the Government of India, Ministry of Commerce, New Delhi
To the Textile Commissioner, Bombay
To the General Manager, Madras & Southern Mahratta Railway
To the General Manager, South Indian Railway (6 copies of the Notification)
To the Collector of Customs, Madras
Copy to Firka Development Department.

A p p e n d i x.

NOTIFICATION.

In exercise of the powers conferred by section 3 of the Madras Essential Articles Control and Requisitioning (Temporary Powers) Act, 1946 (Madras Act XIV of 1946), His Excellency the Governor of Madras hereby makes the following Order:-

1. (1) This Order may be called the Madras Cotton Licensing Order, 1949.

(2) It extends to the whole of the Province of Madras.

(3) It shall come into force at once.

2. In this Order, unless there is anything repugnant in the subject or context

(a) "cotton" means (i) ginned cotton and (ii) ginned and pressed cotton;

(b) "Form" means a form appended to this Order

(c) "licensing authority" means the Collector of the district or any officer authorised by the Provincial Government in this behalf.

3. No person shall, after thirty days from the date on which this Order comes into force, purchase, sell, store, or carry on business in cotton or shall hold cotton in hypothecation or against pledge, except under and in accordance with the conditions of a licence in Form A.

4. Any person desiring a licence shall make an application to the licensing authority in Form B.

5. Every licence granted under this Order shall be valid for the period specified in the licence but may be renewed from time to time for a period of one year. The fee charged for the grant or renewal of a licence shall be Rs.5/

6. If a licence granted under this Order is lost or destroyed, the licensing authority may, after making such enquiry as he deems necessary, issue a duplicate licence on payment of a fee of Re.1/-.

7. No person being the holder of a licence issued under this Order and being a manufacturer of yarn shall, at any time, have in his possession a quantity of cotton exceeding the quantity which would reasonably be required by him for manufacturing yarn during the next six months. Any such licensee having in his possession the said cotton in excess of the permitted quantity shall forthwith report the fact to the licensing authority and shall take such action as to disposal therefor as the licensing authority may direct.

8. (1) No person, being the holder of a licence issued under this Order, shall contravene any of the conditions mentioned in the licence and if any such person contravenes any of the conditions, then without prejudice to any other action that may be taken against him, his licence may be cancelled by the licensing authority.

(2) Notwithstanding anything contained in sub-clause (1), the Provincial Government may without previous notice or without assigning any reasons, suspend or cancel a licence issued under this Order and such cancellation or suspension shall not entitle the licensee to any compensation or the refund of any fees paid in respect of any such licence.

9. The licensing authority or any person authorised by such authority or the Provincial Government in this behalf may enter upon, inspect and search any premises and seize any bales of ginned and pressed cotton or boras of ginned cotton in respect of which he has reason to believe that a contravention of the provisions of this Order has taken place or is likely to take place.

10. Nothing in this Order shall apply to any person who holds stocks of cotton which do not exceed 24 bales of ginned and pressed cotton or boras ginned cotton or to a grower of cotton in respect of his own produce. The term "grower of cotton" shall not include a dealer or broker in cotton although he may grow it. If a question arises as to whether any person is a grower of cotton or not for the purposes of this Order, the decision of the Collector shall be final.

FORM A.

The Madras Cotton Licensing Order, 1949.

Licence for purchase, sale or storage of or for carrying on business in cotton or for holding cotton in hypothecation or against pledge.

See clause 3.

Subject to the provisions of the Madras Cotton Licensing 1949 (hereinafter referred to as the "said Order") and

and to the terms and conditions of this licence.
is/are hereby authorised to purchase, sell, store, carry on business in cotton or hold cotton in hypothecation or against pledge.

The licensee shall carry on the aforesaid business at the following place (s):-

3. The licensee shall maintain a register or faily accounts in respect of each of the types of cotton in which he deals, showing correctly:-

(a) the opening stock on each day;

(b) the quantities received on each day showing the place of origin and the name and adress of the person from whom received;

(c) the quantities sold, delivered or otherwise removed on each day showing the place of destination, the name and address of the person to whom they are sold or delivered; or for whom they are removed.

(d) the closing stock on each day.

4. The licensee shall in respect of each of the types of cott submit to the licensing authority with copies to the Provincial Textile Commissioner, Madras and Textile Commissioner, Government of India, Bombay, within five days of the completion of each fortnig a true return in Form C.

5. The licensee shall not sell, hypothecate or pledge cotton to any person who does not hold a licence under the said Order or is not other otherwise authorised to purchase cotton

6. The licensee shall issue to every customer a correct receipt or invoice as the case may be, giving his own name, address and licence number, the name, address and licence number of the customer, the date of transaction, the quantity sold, the rate per khandy or and the total amount charged and shall keep a duplicate of the same available for inspection on demand by the licensing authority or any officer authorised by such authority or by the Provincial Government in this behalf.

7. The licensee shall give all facilities at all reasonable times to the licensing authority or any officer authorized by such authority or ~~any officer authorised by such authority or by the~~ by the Provincial Government in this behalf, for the inspection of his stoc and accounts at any shop, godown or other place used by him for the storage or sale of cotton and for taking samples of cotton for exami nation.

8. The licensee shall comply with any directions that may be given to him in regard to the purchase, sale, storage, hypothecation or pledge of cotton and in regard to the language in which the registers, returns, receipts or invoices mentioned in paragraphs 3, 4 and 6 shall be maintained, submitted or issued and in regard to the maintenance of the register mentioned in paragraph 3.

Date.....19 Signature of the Licensing Authority

3. Applicant's full address.

4. Situation of applicant's places of business and godowns and other places used by him for the sale or storage of cotton.

(Detailed address of these places should be given).

I have carefully read the conditions of the licence given in Form A appended to the Madras Cotton Licensing Order, 1949 and I agree to abide by them

Signature of the applicant

FORM C.

The Madras Cotton Licensing Order, 1949

Returns of stocks, receipts and deliveries.

for the fortnight ending. 194

(See paragraph 4 of Form-A).

(Note: Separate returns should be sent for each type of cotton).

Name:

Licence No.

Address:

PARTICULARS.	Quantities (in bales or boras) and the rates at which they are purchased or sold.	Licence Number No. of the persons from whom purchased or to whom sold.	Remarks
of the fortnight -			
2. Quantities received during the fortnight -			
(i) from persons in the Province			
(ii) from persons in other Provinces or States.			
3. Quantities delivered or otherwise removed during the fortnight -			
(i) to persons in the Province;			
(ii) to persons in other Provinces or States.			
4. Stock at the end of the month.			

Signature of the Licensee.

(True copy) P. Thiagarajan 25-4

Office Assistant
Madras Record Office